

I hereby certify that this paper (along with any paper referred to as being attached
therein) is being deposited with the U.S. Postal Service on the date shown
below with sufficient postage as First Class Mail, in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 9, 2007

Signature: Andrea Jo Karago

(Andrea Jo Karago)

Docket No.: LOREAL 3.0-016
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Sabbagh et al.

Application No.: 10/809,565

Group Art Unit: 1615

Filed: March 25, 2004

Examiner: J.A. Venkat

For: USE OF HYDROXYCARBOXYLIC ACIDS
AND SALTS THEREOF AS COMPLEXING
AGENTS IN REDUCING COMPOSITIONS
FOR BLEACHING OR PERMANENTLY
RESHAPING KERATIN FIBRES

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action mailed August 8, 2007, setting forth a Restriction Requirement and Election of Species Requirement in the above-identified application.

In response to the Restriction Requirement, Applicants hereby elect the invention of Group I. The Office Action indicates that claims 1-21, 38, 63 and 66-71 are part of Group I. Applicants thank the Examiner for a telephone interview with the undersigned on October 5, 2007, in which the Examiner indicated that Group I also includes claims 72-77, which were inadvertently omitted from the grouping of claims. Thus, Group I properly includes claims 1-21, 38, 63 and 66-77.


Applicants reserve the right to file a divisional application corresponding to the non-elected claims.

In response to the Election of Species Requirement, Applicants provisionally elect species 1, i.e., gluconic acid, sodium gluconate, potassium gluconate, anhydrous calcium gluconate, calcium gluconate monohydrate, calcium borogluconate, magnesium gluconate, iron gluconate, manganese gluconate, zinc gluconate and copper gluconate. Currently, at least claims 1-4, 6-25, 29-40, and 42-77 read on the disclosed species, and at least claims 1-3, 7-24, 29-40, and 42-77 are generic. Upon the allowance of a generic claim, Applicant is entitled to consideration of claims to additional species as provided by 37 C.F.R. 1.141.

In the event any fee is due in connection with the present response, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: October 9, 2007

Respectfully submitted,

By 
Andrea Jo Kamage
Registration No.: 43,703
LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP
600 South Avenue West
Westfield, New Jersey 07090
(908) 654-5000
Attorney for Applicants